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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

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In re application of: Davis et al.

Attorney Docket No.: VISAP016

Application No.: 09/359,083

Examiner: LIVERSEDGE, Jennifer L.

Filing Date: July 22, 1999

Group: 3692

Title: INTERNET PAYMENT,  
AUTHENTICATION AND LOADING SYSTEM  
USING VIRTUAL SMART CARD

Confirmation No. 2317

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CERTIFICATE OF EFS-WEB TRANSMISSION

I hereby certify that this correspondence is being transmitted electronically through EFS-WEB to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on November 12, 2009.

Signed: /Ann Lowe/ Type Signature Here: Ann Lowe  
Secretary

**Response to Notification of Non-Compliant Appeal Brief**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This communication is in response to the Notification of Non-Compliant Appeal Brief dated November 3, 2009, to which a response is due on or before December 3, 2009.

Enclosed is a corrected Section III Status of claims section listing the status of all claims in the Appeal Brief as required by 37 CFR 41.37©(1)(iv) in the above-identified application.

Respectfully submitted,  
BEYER LAW GROUP LLP

/Rupak Nag/

Rupak Nag  
Reg. No. 37,493

P.O. Box 1687  
Cupertino, CA 95015-1687  
(612) 252-3335

### **III. STATUS OF CLAIMS**

Allowed claims:	None
Claims objected to:	None
Claims Cancelled:	9-33
Claims rejected:	1-8 and 34-49
Claims on Appeal:	1-8 and 34-49